

# CALFRESH (CF) PROGRAM

## REQUEST FOR POLICY/REGULATION INTERPRETATION

**INSTRUCTIONS:** Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO:		5. DATE OF REQUEST:	NEED RESPONSE BY:
<input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:		10/18/16	10/25/16
2. REQUESTOR NAME:		6. COUNTY/ORGANIZATION:	
3. PHONE NO.:		Ventura County	
4. REGULATION CITE(S):		7. SUBJECT:	
63-406.211, .212		Student- Resident Assistantship Program - Clarification	
9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):		8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references)	
		NOTE: All requests must have a regulation cite(s) and/or a reference(s).	
		63-406.211,.212	

A CalFresh application was taken for a student attending to Cal Lutheran full time. The student was awarded and accepted a position with the Resident Assistantship (R.A.) program. The awarded amount is \$4,450 for the fall semester. No other source of employment was reported. The worker contacted the school and the R.A. position is not considered work study, it's rather considered a grant or scholarship. The financial statement (attached) shows the awarded amount, which is applied towards tuition and school fees. The application was denied considering the student did not meet any student eligibility requirements.

- Should the R.A. position and the awarded monies be considered employment, and verify if the student meets the 20 hours per week or the average of 80 hours per month provision?

### 10. REQUESTOR'S PROPOSED ANSWER:

MPP 63-406.211- In order to be eligible to participate in the CF program a student:

- Must be employed for a minimum of 20 hours per week or average of 80 hours a month and be paid for such employment, or

- If self-employed, be employed for a minimum of 20 hours/week or average of 80 hours/month and receive gross weekly earnings at least equal to the federal minimum wage multiplied by 20 hours.

63-406.212: Be approved for state of federally financed work study for the current school term.

The student does not meet the provision of being employed, or approved for state of federally financed work study; therefore, ineligible for CalFresh benefits.

### 11. STATE POLICY RESPONSE (CFPB USE ONLY):

Based on the information provided, CDSS agrees that since the worker contacted the school and the school confirmed that the RA position is not considered work study, the student is not eligible for the work study based exemption from the student work requirement. Additionally, the RA grant/scholarship is not considered employment income.

Although, the student is not exempt from the student work rule based on approval and anticipation of a work study position, the county should determine if the student is eligible for other exemptions listed in 63-406.2 before determining them ineligible for benefits. Per ACL I-89-15, any household member who is identified as potentially ineligible for CalFresh per MPP 63-406.11 must have their circumstances evaluated to determine if they meet ANY of the exemptions enunciated in MPP 63-406.2.

### FOR CDSS USE

DATE RECEIVED:	DATE RESPONDED TO COUNTY/ALJ:
10/21/2016	11/3/2016 SV(916-654-1940)